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**REGULAR MEETING**  
**CITY COUNCIL**  
**JULY 3, 2003**

**ROLL CALL:**

MR. WOJCIK, MR. FOY, MR. JUDGE, MR. DORAN, MRS. WELCOME, MRS. COLLIER, MR. LaPOSTA, MR. ARMET, PRESIDENT TUTUNJIAN

**PUBLIC FORUM:** List of Speakers on file

**ORDINANCE NO. 1**

**INTRODUCED BY: COUNCIL MEMBERS TUTUNJIAN & COLLIER**

**SECONDED BY: COUNCIL MEMBER FOY**

**ORDINANCE ESTABLISHING A CAPITAL PROJECT ACCOUNT TO RECOGNIZE GRANT  
REVENUE FROM NEW YORK STATE TO SUPPORT A PROGRAM FOR DIRECTIONAL AND  
TRAFFIC CONTROL SIGNAGE**

The City of Troy, convened in City Council, ordains as follows:

Section 1. A capital project account is herein established to receive revenue from New York State and make appropriations to support a program for directional and traffic control signage, as provided in Schedule A, which is attached hereto and made a part hereof.

Section 2. The Mayor, on behalf of the City of Troy, is herein authorized and directed to execute whatever grant and/or contract documents are necessary to receive the grant awards.

Section 3. The Mayor is herein authorized and directed to comply with the provisions of the City's procurement policy in soliciting contracts for goods and services, including professional services, to support the project referenced herein. After complying with the provisions of the City's procurement policy, the Mayor is herein authorized and directed to sign any and all contracts necessary to complete the purchase referenced herein, but only if the city's financial obligations under said contracts are consistent with the appropriations herein made.

Section 4. This act shall take effect immediately.

Approved as to form, June 11, 2003

Patrick T. Morphy, Corporation Counsel

**ORDINANCE NO. 1 PASSED – UNANIMOUS**

**To Mayor, 7/7/03 for Executive Action – Approved, Returned 7/9/03**

**SCHEDULE "A" ATTACHED TO MINUTES - SEE SUPPORT DOCUMENTATION WITH LEGISLATION**

**ORDINANCE NO. 2**

**INTRODUCED BY: COUNCIL MEMBERS TUTUNJIAN & COLLIER**

**SECONDED BY: COUNCIL MEMBER WELCOME**

**ORDINANCE AMENDING THE CAPITAL FUND TO RECOGNIZE REVENUES FROM NIAGARA  
MOHAWK AND APPROPRIATING SAME TO SUPPORT THE 102<sup>ND</sup> ST. SEWER PROJECT**

The City of Troy, convened in City Council, ordains as follows:

Section 1. The Capital Fund Budget is hereby amended to recognize revenues received from Niagara Mohawk Power Corporation and appropriate those funds within the Capital Project Account that supports the 102<sup>nd</sup> St. sewer project, as provided in Schedule A, which is attached hereto and made a part hereof.

Section 2. The Mayor is herein authorized and directed to comply with the provisions of the City's procurement policy in soliciting contracts for goods and services, including professional services, to support the project referenced herein. After complying with the provisions of the City's procurement policy, the Mayor is herein authorized and directed to sign any and all contracts necessary to complete the purchase referenced herein, but only if the city's financial obligations under said contracts are consistent with the appropriations herein made.

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**JULY 3, 2003**

Section 3. This act shall take effect immediately.

Approved as to form, June 11, 2003  
Patrick T. Morphy, Corporation Counsel

**ORDINANCE NO. 2 PASSED – UNANIMOUS**

**To Mayor, 7/7/03 for Executive Action – Approved, Returned 7/9/03**

SCHEDULE “A” ATTACHED TO MINUTES - SEE SUPPORT DOCUMENTATION WITH LEGISLATION

**ORDINANCE NO. 3**

**INTRODUCED BY: COUNCIL MEMBERS TUTUNJIAN & COLLIER**

**SECONDED BY: COUNCIL MEMBER FOY**

**ORDINANCE AMENDING THE CAPITAL FUND BUDGET TO RECOGNIZE REVENUE FROM THE  
SALE OF ENVIRONMENTAL FACILITIES CORPORATION BONDS AND AMENDING THE  
CAPITAL ACCOUNT THAT SUPPORTS THE WATER SYSTEM IMPROVEMENTS PROJECT**

The City of Troy, convened in City Council, ordains as follows:

Section 1. The City’s Capital Fund entitled “Water System Improvements” (H2000-402) is hereby amended to recognize revenue from the sale of Environmental Facilities Corporation bonds and to correctly appropriate those funds within the Capital Project Account that supports the Water System Improvements Project, as provided in Schedule “A”, and as described in the attached Resolution No. 5 dated September 6, 2001, which is attached hereto and made a part hereof.

Section 2. The Mayor is hereby authorized and directed to comply with the provisions of the City’s procurement policy in soliciting contracts for goods and services including professional services, to support the project referenced herein. After complying with the provisions of the City’s procurement policy, the Mayor is herein authorized and directed to sign any and all contracts necessary to complete the purchase referenced herein, but only if the City’s financial obligations under said contracts are consistent with the appropriations herein made.

Section 3. This act shall take effect immediately.

Approved as to form, June 19, 2003  
Patrick T. Morphy, Corporation Counsel

**ORDINANCE NO. 3 PASSED – UNANIMOUS**

**To Mayor, 7/7/03 for Executive Action – Approved, Returned 7/9/03**

SCHEDULE “A” ATTACHED TO MINUTES - SEE SUPPORT DOCUMENTATION WITH LEGISLATION

**ORDINANCE NO. 4**

**INTRODUCED BY: COUNCIL MEMBER ARMET**

**SECONDED BY: COUNCIL MEMBER FOY**

**ORDINANCE AMENDING THE TROY CODE OF ORDINANCES REGARDING ABATING PUBLIC  
NUISANCES**

The City of Troy, in City Council, convened, ordains as follows:

Section 1. The Troy Code of Ordinances is herein amended as follows:

Sec. 19-132. Assessment of Points.

The following violations shall be assigned a point value of three (3) points:

Chapter 14 of the Troy City Code – ~~Littering~~ Garbage, Refuse and other Waste Material

Section 2. This ordinance shall be effective immediately.

Approved as to form, June 10, 2003  
Patrick T. Morphy, Corporation Counsel

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**JULY 3, 2003**

**ORDINANCE NO. 4 PASSED – UNANIMOUS**

**To Mayor, 7/7/03 for Executive Action – Approved, Returned 7/9/03**  
SEE SUPPORT DOCUMENTATION WITH LEGISLATION

**ORDINANCE NO. 5**

**INTRODUCED BY: COUNCIL MEMBERS TUTUNJIAN & WOJCIK**

**SECONDED BY: COUNCIL MEMBER DORAN**

**ORDINANCE AUTHORIZING SETTLEMENT OF CLAIM AGAINST CITY OF TROY – NICHOLAS HOPECK**

The City of Troy, in City Council, convened, ordains as follows:

Section 1. The City Council of the City of Troy, New York hereby approves the following claim against the City of Troy in the amount indicated:

“NICHOLAS HOPECK IN THE AMOUNT OF  
THREE THOUSAND EIGHT HUNDRED SEVENTY AND 87/100 DOLLARS  
(\$3,870.87)

Section 2. The above compromise is approved and ratified in accordance with Local Law No. 1 for the year 1964.

Section 3. The Comptroller be and hereby is authorized and directed to make, issue and countersign a draft as outlined above, said sum to be payable out of the Judgments and Claims Account.

Approved as to form, June 10, 2003

Patrick T. Morphy, Corporation Counsel

**ORDINANCE NO. 5 PASSED – UNANIMOUS**

**To Mayor, 7/7/03 for Executive Action – Approved, Returned 7/9/03**  
SEE SUPPORT DOCUMENTATION WITH LEGISLATION

**ORDINANCE NO. 6**

**INTRODUCED BY: COUNCIL MEMBERS TUTUNJIAN & WOJCIK**

**SECONDED BY: COUNCIL MEMBER DORAN**

**ORDINANCE AUTHORIZING SETTLEMENT OF CLAIM AGAINST CITY OF TROY – DONALD E. GLASS**

The City of Troy, in City Council, convened, ordains as follows:

Section 1. The City Council of the City of Troy, New York hereby approves the following claim against the City of Troy in the amount indicated:

“DONALD E. GLASS and  
FRIEDMAN, HIRSCHEN, MILLER & CAMPITO, P.C.,  
HIS ATTORNEYS, IN THE AMOUNT OF TWENTY-FIVE THOUSAND AND 00/100 DOLLARS  
(\$25,000.00)”

Section 2. The above compromise is approved and ratified in accordance with Local Law No. 1 for the year 1964.

Section 3. The Comptroller be and hereby is authorized and directed to make, issue and countersign a draft as outlined above, said sum to be payable out of the Judgments and Claims Account.

Approved as to form, June 10, 2003

Patrick T. Morphy, Corporation Counsel

**ORDINANCE NO. 6 PASSED – UNANIMOUS**

**To Mayor, 7/7/03 for Executive Action – Approved, Returned 7/9/03**  
SEE SUPPORT DOCUMENTATION WITH LEGISLATION

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**REGULAR MEETING**  
**CITY COUNCIL**  
**JULY 3, 2003**

**ORDINANCE NO. 7**

**INTRODUCED BY: COUNCIL PRESIDENT TUTUNJIAN**

**SECONDED BY: COUNCIL MEMBER FOY**

**ORDINANCE AMENDING THE 2003 CITY BUDGET TO AUTHORIZE THE TRANSFER OF FUNDS  
TO MODIFY APPROPRIATIONS WITHOUT ADDITIONAL APPROPRIATIONS**

The City of Troy, convened in City Council, ordains as follows:

Section 1. The 2003 City Budget is hereby amended to provide for the transfer of funds as provided in Schedule "A"  
Entitled

Comprehensive Interim Budget Amendment  
which is attached hereto and made a part hereof.

Section 2. This act shall take effect immediately.

Approved as to form, June 10, 2003

Patrick T. Morphy, Corporation Counsel

**ORDINANCE NO. 7 PASSED – UNANIMOUS**

**To Mayor, 7/7/03 for Executive Action – Approved, Returned 7/9/03**

SCHEDULE "A" ATTACHED TO MINUTES - SEE SUPPORT DOCUMENTATION WITH LEGISLATION

**ORDINANCE NO. 8**

**INTRODUCED BY: COUNCIL PRESIDENT TUTUNJIAN**

**SECONDED BY: COUNCIL MEMBER JUDGE**

**ORDINANCE TO AMEND THE CAPITAL BUDGET TO APPROPRIATE A PORTION OF THE 2003  
DISTRESSED CITIES AID AND TO AMEND THE 2003 CITY BUDGET TO RECOGNIZE RECEIPT  
OF DISTRESSED CITIES AID**

The City of Troy, convened in City Council, ordains as follows:

Section 1. The Capital Budget is hereby amended to recognize and appropriate a portion of the 2003 State Distressed Cities  
Aid as set forth in the attached schedule A entitled

"2003 Capital Expenditure Plan"

Section 2. The Mayor is herein authorized and directed to comply with the provisions of the City's procurement policy in  
soliciting contracts for goods and services, including professional services, to carry out the street paving program referred  
to herein. After complying with the provisions of the City's procurement policy, the Mayor is herein authorized and  
directed to sign any and all contracts necessary to complete the program, but only if the city's financial obligations under  
said contracts are consistent with the appropriations herein made.

Section 3. This ordinance will rescind and replace Ordinance #4 passed by the City Council at its regular monthly meeting  
held on June 5, 2003.

Section 4. This act shall take effect immediately.

Approved as to form, June 18, 2003

Patrick T. Morphy, Corporation Counsel

**ORDINANCE NO. 8 PASSED – UNANIMOUS**

**To Mayor, 7/7/03 for Executive Action – Approved, Returned 7/9/03**

SCHEDULE "A" ATTACHED TO MINUTES - SEE SUPPORT DOCUMENTATION WITH LEGISLATION

**RESOLUTION NO. 1**

**INTRODUCED BY: COUNCIL PRESIDENT TUTUNJIAN**

**SECONDED BY: COUNCIL MEMBER LAPOSTA**

**RESOLUTION APPOINTING COMMISSIONERS OF DEEDS**

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**JULY 3, 2003**

BE IT RESOLVED, that the City Council hereby appoints the following persons Commissioners of Deeds for the City of Troy for a two year term commencing July 4, 2003 through July 3, 2005:

Frances Pomiber	3015 Sixth Avenue
Scott Schmiedeshoff	1518 Peoples Avenue
Jody Sheehan	445 Seventh Avenue
Robert Brignola	34 Maple Avenue
Viola Brignola	912 Third Avenue
Susan Flynn	1 Diack Place
John Hayner	149 Third Street
Steven Bowes	52 Brunswick Avenue
J. Brant Caird	50 Pawling Avenue
Jessica F. Ashley	1018 Ninth Avenue
Vito Ciccarelli	894 Ninth Avenue
Katrin Ellis	75 Maple Avenue
Elizabeth Haldeman	1253 Spring Avenue
Chuck Wojton	188 Third Street
Sara Martin	3215 Sixth Avenue
Robert Riley	1853 Highland Avenue
Russell Zamba	1815 Highland Avenue
Marilyn Bradley	98 Ninth Avenue

Approved as to form, July 7, 2003

Patrick T. Morphy, Corporation Counsel

**RESOLUTION NO. 1 PASSED – UNANIMOUS**

**To Mayor, 7/7/03 for Executive Action – Approved, Returned 7/9/03**

SEE SUPPORT DOCUMENTATION WITH LEGISLATION

**RESOLUTION NO. 2**

**INTRODUCED BY: COUNCIL MEMBERS TUTUNJIAN & ARMET**

**SECONDED BY: COUNCIL MEMBER LAPOSTA**

**RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH RENSSELAER COUNTY WITH RESPECT TO THE “WEED AND SEED” PROGRAM**

WHEREAS, the City of Troy and the County of Rensselaer operate a “Weed and Seed” program for the benefit of its citizens, specifically those in neighborhoods within the City of Troy; and

WHEREAS, the “Weed and Seed” program incorporates elements of vigorous law enforcement, community policing, service provision, and neighborhood restoration; and

WHEREAS, the City of Troy and the County of Rensselaer propose a contract wherein the County will reimburse the City for up to \$20,000 in expenses incurred with the City’s Department of Public Works “Strike Force”;

NOW THEREFORE, BE IT RESOLVED that the Mayor on behalf of the City of Troy is herein authorized and directed to execute an agreement with the County of Rensselaer for a term of one year in which the County reimburses the City up to \$20,000 for expenses the City incurs with its “Strike Force” activities within the North Central section of the City.

Approved as to form, June 12, 2003

Patrick T. Morphy, Corporation Counsel

**RESOLUTION NO. 2 PASSED – UNANIMOUS**

**To Mayor, 7/7/03 for Executive Action – Approved, Returned 7/9/03**

SEE SUPPORT DOCUMENTATION WITH LEGISLATION

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**REGULAR MEETING**  
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**JULY 3, 2003**

**RESOLUTION NO. 3**

**INTRODUCED BY: COUNCIL MEMBERS TUTUNJIAN & ARMET**

**SECONDED BY: COUNCIL MEMBER WELCOME**

**RESOLUTION AMENDING CONTRACT FOR INTENSIFIED LAW ENFORCEMENT**

WHEREAS, the City of Troy and the County of Rensselaer operate a Weed and Seed project for the benefit of its citizens, specifically those in neighborhoods in Troy, which incorporates elements of vigorous law enforcement, community policing, service provision, and neighborhood restoration; and

WHEREAS, the expenses for the Weed and Seed activities are reimbursed through the U.S. Department of Justice whether performed directly by the County or through a contract with a community agency; and

WHEREAS, pursuant to Resolution G/372/01, Rensselaer County has had a contract with the City of Troy that provides for additional law enforcement in conjunction with the Weed and Seed program for the period November 1, 2001 to October 31, 2002; and

WHEREAS, the City of Troy incurred eligible expenses in furtherance of the program for the period November 1, 2002 to December 31, 2002.

NOW, THEREFORE, BE IT RESOLVED, that the termination date of the above contract be extended to December 31, 2002 in order to pay existing claims.

Approved as to form, June 12, 2003  
Patrick T. Morphy, Corporation Counsel

**RESOLUTION NO. 3 PASSED – UNANIMOUS**

**To Mayor, 7/7/03 for Executive Action – Approved, Returned 7/9/03**

SEE SUPPORT DOCUMENTATION WITH LEGISLATION

**RESOLUTION NO. 4**

**INTRODUCED BY: COUNCIL MEMBERS TUTUNJIAN & COLLIER**

**SECONDED BY: COUNCIL MEMBER FOY**

**RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH CAMP  
DRESSER AND MCKEE TO PROVIDE ENGINEERING SERVICES RELATED TO THE CITY'S  
WATER AND SEWER SYSTEM**

WHEREAS, the City of Troy needs to employ an outside engineering firm to provide professional engineering services related to the City's water and sewer systems; and

WHEREAS, pursuant to the City of Troy Procurement policy, these services constitute professional services; and

WHEREAS, the City put out a general solicitation for any qualified professional engineering firm interested in submitting a bid; and

WHEREAS, Camp, Dresser & McKee submitted a proposal that has been found to offer the City the highest level of services for the cost; now therefore,

BE IT RESOLVED, that the Mayor, on behalf of the City of Troy, is herein authorized to execute a contract for professional engineering services with Camp, Dresser & McKee to provide engineering services related to the City's water and sewer systems for the period June 2003 to June 2005.

Approved as to form, June 10, 2003  
Patrick T. Morphy, Corporation Counsel

**ORDINANCE NO. 7 PASSED – UNANIMOUS**

**To Mayor, 7/7/03 for Executive Action – Approved, Returned 7/9/03**

SEE SUPPORT DOCUMENTATION WITH LEGISLATION